

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.31948 of 2015

Arising Out of PS.Case No. -12 Year- 2015 Thana -NOORSARAI District- NALANDA
(BIHARSHARIFF)

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1. Dharmendra Kumar @ Dharmendra Malakar S/o Raj Kumar Malakar
Malakar
2. Priyanka Kumari W/o Dharmendra Kumar @ Dharmendra Malakar
..... Petitioner/s

Versus

1. The State of Bihar
2. Rekha Kumari W/o Late Mukesh Prasad
..... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arvind Kumar Sinha, Advocate
For the Opposite Party/s : Mr. Surendra Pd.Singh(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 07-08-2015 Heard learned counsels for the petitioner and the State.

The petitioner is apprehending arrest in a case registered
for the offences punishable under Section 366 of the Indian Penal
Code.

Accusation is of kidnapping the minor daughter of the
informant.

In 164 Cr.P.C. statement, the victim girl got her age
recorded as 13-15 years whereas the learned court below has
assessed her age 14 years wherein the victim has stated the she
was being kidnapped by Ravi Kumar, who established forceful
physical relationship with her. The victim was being taken to the
house of the petitioners who are sister and brother-in-law of co-
accused Ravi Kumar but as soon as, they came to know about the

case they asked Ravi Kumar and victim to leave their house and, thereafter, Ravi Kumar married with her.

Considering the thrust of accusation is against Ravi Kumar, let the above named petitioner be released on anticipatory bail, in the event of arrest or surrender before the learned Court below within a period of 12 weeks from today, on furnishing bail bond of ₹10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate, 1st Class, Biharsharif at Nalanda in connection with Noor Sarai P.S. Case No.12 of 2015, subject to the conditions as laid down under Section 438(2) Cr.P.C.

Ashwini/-

(Dinesh Kumar Singh, J)

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